

**AKIN GUMP  
STRAUSS HAUER & FELD LLP****Attorneys at Law****FAX TRANSMISSION**

December 11, 2003

Total number of sheets including cover: 19

| NAME            | COMPANY                          | FAX          | PHONE        |
|-----------------|----------------------------------|--------------|--------------|
| Examiner Felten | USPTO,<br>Group Art Unit<br>3624 | 703-746-5557 | 703-305-0724 |

From: Clark A. Jablon, Esq.

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Re: 09/328,626

Message: USPTO: PLEASE HAND-DELIVER OR ELECTRONICALLY ROUTE TO  
EXAMINER FELTEN. DO NOT FORMALLY ENTER THIS INTO THE APPLICATION FILE.

Examiner Felten: As a follow-up to phone conversation today, here is a proposed "Amendment After Final" for discussion during our scheduled telephone interview on Tuesday, December 16, 2003 at 2:00 pm. Also, enclosed is an "Applicant Initiated Interview Request Form."

☒ Return fax via Interoffice Mail

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7105464 v1

### Applicant Initiated Interview Request Form

Application No.: 09/328626 First Named Applicant: Steven A. Bove  
 Examiner: Daniel Felten Art Unit: 3624 Status of Application: Under Final Rejection

Tentative Participants: (Attorney of record) (2) Examiner Felten  
 (1) Clark Jablon, Esq.  
 (3) \_\_\_\_\_ (4) \_\_\_\_\_

Proposed Date of Interview: Dec. 16, 2003 Proposed Time: 2:00 (AM/PM) PM

Type of Interview Requested:

(1) ☒ Telephonic (2) ☐ Personal (3) ☐ Video Conference

Exhibit To Be Shown or Demonstrated: ☒ YES ☐ NO

If yes, provide brief description: Draft Amendment After Final

### Issues To Be Discussed

| Issues<br>(Rej., Obj., etc) | Claims/<br>Fig. #s   | Prior<br>Art   | Discussed                | Agreed                   | Not Agreed               |
|-----------------------------|----------------------|----------------|--------------------------|--------------------------|--------------------------|
| (1) <u>Rej.</u>             | <u>1, 15, 30, 44</u> | <u>Wallman</u> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| (2) _____                   | _____                | _____          | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| (3) _____                   | _____                | _____          | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| (4) _____                   | _____                | _____          | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |

☐ Continuation Sheet Attached

Brief Description of Arguments to be Presented:

See attached Draft Amendment After Final

An interview was conducted on the above-identified application on \_\_\_\_\_.

**NOTE:**

This form should be completed by applicant and submitted to the examiner in advance of the interview (see MPEP § 713.01).

This application will not be delayed from issue because of applicant's failure to submit a written record of this interview. Therefore, applicant is advised to file a statement of the substance of this interview (37 CFR 1.133(b)) as soon as possible.

Clark Jablon  
 (Applicant/Applicant's Representative Signature)

\_\_\_\_\_  
 (Examiner/SPE Signature)

This collection of information is required by 37 CFR 1.133. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 21 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS OFFICE.